GOVERNMENT OF INDIA
HOME AFFAIRS
LOK SABHA

UNSTARRED QUESTION NO:2892
ANSWERED ON:17.08.2004
RESPONSIBILITIES OF SUB DIVISIONAL MAGISTRATE OF DELHI
Singh Shri Prabhunath

Will the Minister of HOME AFFAIRS be pleased to state:

(a) The duties and responsibilities of Sub-Divisional Magistrates of Delhi;

(b) The details of the powers conferred upon them under various Acts and laws;

(c) whether any action can be initiated against a SDM for pronouncing a wrong decision in a court case pending before him knowingly; and

(d) if so, under which provisions of law?

Answer

THE MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS (SHRI MANIKRAO HODLYA GAVIT)

(a) & (b): The Sub-Divisional Magistrates of the Government of National Capital Territory of Delhi have been assigned duties and responsibilities and conferred powers under various Acts/Rules as indicated below;

(i) Assistant Collector Ist Class under the Punjab Land Revenue Act, 1997;

(ii) Assistant Collector under the Uttar Paradesh Land Revenue Act, 1901;

(iii) Assistant Collector Ist Class and Revenue Assistant under the Delhi Land Revenue Act 1954;

(iv) Collector under the Northern India Canal and Drainage Act, 1873;

(v) Assistant Collector under the Delhi Land Reforms Act, 1954;

(vi) Settlement Officers (Consolidation) under the East Punjab Holding (Consolidation and Prevention of Fragmentation) Act, 1948;

(vii) Competent Authority under the Delhi Land Holding (Ceiling) Act, 1960;

(viii) Statutory Powers of Executive Magistrate under Sections 107, 109,110,133,145, 174 and 176 of Criminal Penal Code;

(ix) Powers of Collector under the Indian Stamps Act, 1899;

(x) Powers under the Mines and Minerals Act, 1957;

(xi) Powers of Registrar of Marriages under the Hindu Marriage Act, 1955 and the Special Marriage Act, 1954;

(xii) Powers under the Household Electrical Appliance (Quality Control) Order, 1987;

(xiii) Powers to enforce the Oil Pressure Store (Quality Control) Order, 1987;

(xiv) Powers under the General Service Electric Lamps (Quality Control) Order, 1989;

(xv) Powers under Cable Television Networks (Regulation) Act, 1955;

(xvi) Powers under the Motor Vehicles Act, 1988 for impounding of vehicles;

(xvii) Powers under the Delhi Prohibition of Smoking and Non-Smoking Health Protection Act, 1996;

(xviii) Local Health Authority under Prevention of Food Adulteration Act, 1954;

(xix) Power under the Noise Pollution (Regulation & Control) Rules, 2000; and

(xx) Powers under the Child Labour Act, 1986.

(c) & (d): An appeal can be filed/moved before the next higher authority/Court against the decision pronounced by a Sub-Divisional Magistrate.